



Control Number: 45180



Item Number: 20

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AUSTIN WATER
Utility Development Services Division
625 East 10th Street, Suite 715
Austin, Texas 78701



June 20, 2016

Public Utility Commission of Texas
Central records
1701 Congress Ave., Suite 8-100
Austin, Texas 78701

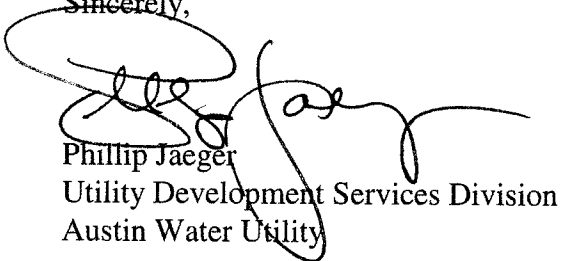
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2016 JUN 21 AM 9:32
PUBLIC UTILITY COMMISSION
FILING CLERK

Re: City of Austin
Application to Amend Certificates of Convenience and Necessity
Docket No. 45180

In response to Order No. 6, Docket No. 45180, I've attached 10 copies of the agreement.

If we can provide additional information, please call me at (512) 972-0232 or email me at phillip.jaeger@austintexas.gov.

Sincerely,



Phillip Jaeger
Utility Development Services Division
Austin Water Utility

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AUSTIN WATER UTILITY
Utility Development Services Division
625 East 10th Street, Suite 715
Austin, Texas 78701



June 20, 2016

Dave McMurry
General Manager
Aqua Water Supply Corporation
415 Old Austin Hwy. Drawer P
Bastrop, TX 78602

Re: CCN Change Revised Agreement August 15, 2015 – Katherine Goerner Property (Wolf Creek) on Pearce Lane in Travis County, TX

Dear Mr. McMurry:

On or about August 11, 2015, Aqua Water Supply Corporation (Aqua WSC) and Austin Water (AW) executed an agreement to allow for the transfer of a portion of Austin Water's wastewater Certificate of Convenience and Necessity (CCN) area to Aqua WSC located in the northeast corner of the Wolf Lane and Pearce Lane intersection and owned by Ms. Katherine Goerner, and is approximately 153.97 acres in size. Under the original agreement between (the "Parties") approximately 32.63 acres (the "Property") within Travis County and AW's Sewer CCN 20636 would be transfer to Aqua WSC Sewer CCN 20962.

The application to amend the CCN's of the Parties was filed on September 21, 2015, with the Public Utility Commission of Texas (PUC). PUC assigned Docket No. 45180 to the application. A number of Orders have been issued by PUC staff indicating the application is administratively incomplete due to mapping deficiencies.

The Property representatives have met with PUC and are addressing the deficiencies. The results of the requested mapping change have now resulted in an increase in acreage to be transferred from AW to Aqua WSC. The acreage is now 37.153 acres. Because of the acreage change, the PUC also requires that our agreement must match the acreage that is to be transferred. Therefore, we are asking that Aqua WSC execute this revised agreement to allow the CCN application to move forward.

Under Section 13.248 of the Texas Water Code utilities can make arrangements to designate the service provider within a utility's CCN. Pursuant to that statutory authority, Aqua WSC and AW hereby agree that AW will allow Aqua WSC to provide wastewater service to the Property (37.153 acres) in lieu of AW providing that service. Because agreements such as those allowed by section 13.248 should be memorialized in writing, if you concur, please sign below and send me a copy of this letter.

We look forward to working with you on this project. If you have any further questions, please call me at 972-0118. Thank you.

Yours truly,



Bart Jennings
Austin Water Utility

Concurrence:



Dave McMurry
Aqua Water Supply Corporation

cc: Phillip Jaeger, Project Manager, Austin Water Utility
Maria Sanchez, Assistant City Attorney, City Law Department